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11 **UNITED STATES DISTRICT COURT**  
12 **DISTRICT OF NEVADA**

13 BANK OF AMERICA, N.A., SUCCESSOR BY  
14 MERGER TO BAC HOME LOANS  
15 SERVICING, LP FKA COUNTRYWIDE  
16 HOME LOANS SERVICING, LP,

17 Plaintiff,

18 v.

19 SAGECREEK HOMEOWNERS  
ASSOCIATION; SFR INVESTMENTS POOL  
1, LLC; and ABSOLUTE COLLECTION  
SERVICES, LLC,

20 Defendants.

21 Case No.: 2:16-cv-00535-KJD-NJK

22 **STIPULATION TO EXTEND TIME TO  
FILE DISPOSITIVE MOTIONS  
(First Request)**

23 Pursuant to LR IA 6-1, Plaintiff Bank of America, N.A. (**BANA**) and Defendants Absolute  
24 Collection Services, LLC (**Absolute**), SFR Investments Pool I, LLC (**SFR**) and Sagecreek  
Homeowners Association (**Sagecreek**) (collectively, the **Parties**) stipulate to extend the time to file  
25 dispositive motions. The current deadline to file dispositive motions is December 6, 2018.

26 The Court entered a scheduling order on April 7, 2016 that included a discovery deadline of  
27 September 13, 2016. (ECF No. 15.) After the close of discovery, on September 19, 2016, the Court  
28 granted SFR's motion to stay (ECF No. 35) and emergency motion to stay (ECF No. 38) and stayed

1 this case pending the issuance of the mandate in *Bourne Valley Court Trust v. Wells Fargo Bank.*  
2 (ECF No. 39.) On January 25, 2017, the Court reaffirmed the stay. (ECF No. 40.) On October 22,  
3 2018, the Court lifted the stay ordering the parties to submit a stipulated discovery plan or file  
4 dispositive motions within forty-five (45) days. (ECF No. 48.) The current deadline to file dispositive  
5 motions is December 6, 2018.

6 This is one of many HOA foreclosure cases all came off stay at the same time when the Nevada  
7 Supreme Court resolved the certified question in *SFR Investments Pool 1, LLC v. The Bank of New*  
8 *York Mellon f/k/a the Bank of New York as Trustee for the Certificateholders of the CWABS, Inc.,*  
9 *Asset-Backed Certificates, Series 2006-6*, Case No. 72931. This stipulation is made due to the number  
10 of briefs in similar HOA foreclosure cases that are due in the same time period. The parties represent  
11 that the extension of the dispositive motion deadline is not to allow time to attempt to reopen discovery  
12 or to make additional disclosures. This representation is a material term to SFR agreeing to extend the  
13 dispositive motion deadline.

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The parties now stipulate to a new dispositive motion cut-off date of Tuesday, January 22, 2019. This is the first stipulation for an extension to file dispositive motions. This stipulation is not made to cause delay or prejudice any party.

DATED: December 4, 2018.

By: /s/ Scott Lachman  
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## **ORDER**

## IT IS SO ORDERED:

DATED: \_\_ December 13,  
2018



## UNITED STATES

JUDGE